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Riverdeep Inc., a Limited Liability Company

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Please take notice that plaintiff Plexus Learning Designs, Inc., dismisses without prejudice defendant Vitesse Learning, Inc., which has not appeared in the action:

The dismissal is made pursuant to Rule 41(a) of the Federal Rules of Civil Procedure 41(a).

Dated: February 7, 2006 Respectfully submitted.

/s/
John V. Komar (SBN 169662)
Irwin B. Schwartz (SBN 141140)

Counsel for Plaintiff
PLEXUS LEARNING DESIGNS, INC.

It is so ordered.

2/10/2006

Martin J. Jenkins